



# भारत का राजपत्र The Gazette of India

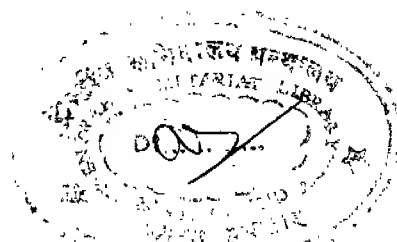
असाधारण  
EXTRAORDINARY

भाग II—खण्ड 1

PART II—Section 1

प्राधिकार से प्रकाशित

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नई दिल्ली, शनिवार, जनवरी 16, 1993/पौष 26, 1914

No. 16]

NEW DELHI, SATURDAY, JANUARY 16, 1993/PAUSA 26, 1914

इस भाग में निम्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed  
as a separate compilation.

**MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS**

**(Legislative Department)**

*New Delhi, the 16th January, 1993/Pausa, 26, 1914 (Saka)*

**THE UTTAR PRADESH SUBORDINATE SERVICES SELECTION COMMISSION (AMENDMENT) ORDINANCE, 1993**

**No. 13 OF 1993**

Promulgated by the President in the Forty-third Year of the  
Republic of India.

An Ordinance further to amend the Uttar Pradesh Subordinate  
Services Selection Commission Act, 1988.

WHEREAS by a Proclamation issued on the 6th day of December, 1992 by the President under article 356 of the Constitution, the powers of the Legislature of the State of Uttar Pradesh have been declared to be exercisable by or under the authority of Parliament;

AND WHEREAS the Uttar Pradesh Subordinate Services Selection Commission (Amendment) Ordinance, 1991 to provide for the aforesaid matters was promulgated by the Governor on the 30th August, 1991;

AND WHEREAS the Uttar Pradesh Subordinate Services Selection Commission (Amendment) Bill, 1992 was introduced in the Uttar Pradesh Legislative Council to replace the said Ordinance, but has not been passed;

AND WHEREAS the Uttar Pradesh Subordinate Services Selection Commission (Amendment) (Third) Ordinance, 1992 was promulgated by the Governor on the 29th November, 1992 to replace the said Ordinance;

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution and of all other powers enabling him in that behalf, the President is pleased to promulgate the following Ordinance:—

1. (1) This Ordinance may be called the Uttar Pradesh Subordinate Services Selection Commission (Amendment) Ordinance, 1993.

(2) Sections 2 to 4 shall be deemed to have come into force on August 30, 1991 and the remaining provisions shall come into force at once.

2. In section 6 of the Uttar Pradesh Subordinate Services Selection Commission Act, 1988 (hereinafter referred to as the principal Act), for sub-section (1), the following sub-section shall be substituted, namely:—

“(1) The Commission shall consist of a Chairman and such other members not exceeding five as the State Government may from time to time appoint from amongst its officers and the officers of a corporation wholly owned or controlled by the State Government who have, for at least ten years, held a post or posts under the Central or State Government or such corporations not below the rank of Group ‘A’ posts of the State Government.”.

3. Sections 8 and 9 of the principal Act shall be omitted.

4. For section 10 of the principal Act, the following section shall be substituted, namely:—

“10. (1) The provisions of rule 56 of the Uttar Pradesh Fundamental Rules shall apply and continue to apply to every member of the Commission as they apply to any other Government servant of the same grade, rank or cadre.

(2) Notwithstanding anything contained in sub-section (1), a person who has retired on attaining the age of superannuation from Government service or the service of a corporation wholly owned or controlled by the State Government, may be re-employed and appointed as a member, if he is otherwise eligible for such appointment under sub-section (1) of section 6 for such period as may be specified in the appointment order, so however, that he shall not hold the office beyond the date of his attaining the age of sixty-two years.

(3) Any person holding the office of a member on August 30, 1991 who had passed the date of retirement provided in rule 56 of the Uttar Pradesh Fundamental Rules before August 30, 1991 shall be deemed to have been re-employed and appointed under sub-section (2).

Short  
title and  
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Amend-  
ment of  
section 6  
of U.P.  
Act 7 of  
1988.

Omission  
of sec-  
tions 8  
and 9.

Substitu-  
tion of  
section 10.

Appli-  
cation of  
F.R. 56 to  
members.

U.P. Ord.  
28 of  
1992

5. (1) The Uttar Pradesh Subordinate Services Selection Commission (Amendment) (Third) Ordinance, 1992 is hereby repealed.

Repeal  
and saving.

(2) Notwithstanding such repeal anything done or any action taken under the provisions of the principal Act, as amended by the Ordinance referred to in sub-section (1), shall be deemed to have been done or taken under the corresponding provisions of the principal Act as amended by this Ordinance, as if the provisions of this Ordinance were in force at all material times.

SHANKER DAYAL SHARMA,

*President.*

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K. L. MOHANPURIA,

*Secy. to the Govt. of India.*

